



THE ERIE COUNTY LEGISLATURE

Session No. 14  
July 10, 2008

Lynn M. Marinelli  
*Chair*  
  
Maria R. Whyte  
*Majority Leader*  
  
John J. Mills  
*Minority Leader*  
  
Robert M. Graber  
*Clerk of the Legislature*

ROLL CALL

INVOCATION – Mr. Mills

PLEDGE OF ALLEGIANCE – Mr. Reynolds

TABLED ITEMS

ITEMS FOR RECONSIDERATION FROM PREVIOUS MEETING

MINUTES OF PREVIOUS MEETING

PUBLIC HEARING

MISCELLANEOUS RESOLUTIONS:

RATH	Honoring Clara Kwaczala Upon the Celebration of Her 100th Birthday
WROBLEWSKI	Honoring EC Deputy Sheriff Thomas Meredith Upon Receiving the National Sheriff's Association Deputy of the Year Award
KENNEDY	Congratulating Joe Wolf on His Retirement as Athletic Director from St. Joseph's Collegiate Institute
MAZUR & REYNOLDS	Welcoming Triplet Convention 2008, "Multiples in the Mist", to Buffalo Niagara
KENNEDY	Honoring Patrick Kane Upon Winning the 2008 NHL Calder Trophy for Rookie of the Year
KENNEDY	Honoring Donald Kane for His Years of Public Service and Community Involvement
IANNELLO	Congratulating Jaimee Lyn Harmon Upon Receiving the Second Place Trophy in Senator Antoine Thompson's Spelling Bee

LOCAL LAWS:

REFERENCE:

LL INT. 1-1 1/16/2007	MILLS, RANZENHOFER & WEINSTEIN	A LL Requiring Elected Officials to Resign From Office Upon Being Convicted of a Misdemeanor or Felony	Government Affairs
LL INT. 3-2 6/28/2007	IANNELLO, MARINELLI, REYNOLDS, KONST, LOUGHRAN, LOCKLEAR, RANZENHOFER, MILLS and WEINSTEIN	A LL Amending Article II, Section 202 of Local Law No. 7-2007, Known as the Erie County Charter	Government Affairs

LL INT. 8-1 7/18/2007	IANNELLO, KONST, REYNOLDS & MILLS	Taxpayer Protection Law	Government Affairs
LL INT. 9-1 10/4/2007	RANZENHOFER	Repeal of LL No. 2-2006	Economic Development
LL INT. 2-1 3/18/2008	RANZENHOFER, MILLS & RATH	A LL Requiring Businesses to Verify that Employees are Legally Eligible to be Employed in the US and Erie County	Economic Development
LL INT. 3-2 4/4/2008	IANNELLO, KONST, REYNOLDS, MILLS, GRANT & LOUGHRAN	Tax Payer Protection Law	Government Affairs
LL INT. 5-1 6/10/2008	MILLS	A Local Law to Change the Name of the Department of Environment and Planning to the Department of Economic Development, Environment and Planning and Update Position Titles	Energy & Environment

**COMMITTEE REPORTS:**

REPORT NO. 11 HEALTH & HUMAN SERVICES COMMITTEE

REPORT NO. 11 ECONOMIC DEVELOPMENT COMMITTEE

REPORT NO. 8 PUBLIC SAFETY COMMITTEE

REPORT NO. 9 ENERGY & ENVIRONMENT COMMITTEE

**LEGISLATOR RESOLUTIONS:**

**REFERENCE:**

INTRO 14-1	LOUGHRAN	Resolution to Hold a Public Referendum to Reduce the Size of the EC Legislature from 15 to 9 Members
INTRO 14-2	MILLS & REYNOLDS	Appointment to the EC Soil & Water Conservation District
INTRO 14-3	IANNELLO, WHYTE & REYNOLDS	EC Employees to Turn Off PC's as an Energy & Cost Saving Measure
INTRO 14-4	KONST & MARINELLI	Supporting an Efficiency Grant for Relocating the County Clerk's DMV and County Attorney's Office to the Rath Building
INTRO 14-5	WHYTE	Senior Service Contracts with Local Non-Profit Agencies

INTRO 14-6	WHYTE	Socialization and Recreational Opportunities for Seniors
INTRO 14-7	WHYTE	Expansion of Transportation Services to Seniors
INTRO 14-8	MARINELLI, WHYTE & REYNOLDS	Request for the Submission of a Comprehensive Plan from the Commissioner of Parks & Recreation Related to Expenditure of \$300,000 Provided for Parks in the 2008 Adopted Budget
INTRO 14-9	REYNOLDS, WHYTE, MILLS, KOZUB, RANZENHOFER, KONST, MAZUR, WROBLEWSKI, IANNELLO, LOUGHRAN & RATH	Sardinia Agricultural District (EC #6)
INTRO 14-10	REYNOLDS, WHYTE, MILLS, KOZUB, RANZENHOFER, MAZUR, WROBLEWSKI, IANNELLO, LOUGHRAN & RATH	Brant Evans Agricultural District (EC #9)
INTRO 14-11	REYNOLDS, WHYTE, MILLS, KOZUB, RANZENHOFER, MAZUR, WROBLEWSKI, IANNELLO, LOUGHRAN & RATH	Amherst Agricultural District (EC #17)

**COMMUNICATIONS DISCHARGED FROM COMMITTEE:**

**SUSPENSION OF THE RULES:**

<b><u>COMMUNICATIONS FROM ELECTED OFFICIALS:</u></b>			<b><u>REFERENCE:</u></b>
COMM. 14E-1	COMPTROLLER	Second Quarter Report of Sales Tax Apportionment & Distribution	Finance & Management
COMM. 14E-2	COMPTROLLER	Technical Amendments to 2007 Consolidated Bond Resolution	
COMM. 14E-3	COMPTROLLER	Technical Amendments to 2008 Consolidated Bond Resolution	
COMM. 14E-4	COUNTY EXECUTIVE	DWI Crash Response Team (CRT)	Public Safety
COMM. 14E-5	COUNTY EXECUTIVE	Create Public Health Nurse Position - Immunization Action Plan Grant	Health & Human Services
COMM. 14E-6	COUNTY EXECUTIVE	County Work Order/Management System - Consultant Contract Fee Increase	Economic Development
COMM. 14E-7	COUNTY EXECUTIVE	Fire Training Academy - 2008 - New Live Burn Building	Public Safety
COMM. 14E-8	COUNTY EXECUTIVE	Old County Hall - Window Repair and Clock Tower Roof Replacement	Economic Development
COMM. 14E-9	COUNTY EXECUTIVE	Ralph Wilson Stadium - 2008 - Site Work and Miscellaneous Capital Improvements	Economic Development
COMM. 14E-10	COUNTY EXECUTIVE	ECSD Nos. 3/8 - Technical Adjustment	Energy & Environment
COMM. 14E-11	COUNTY EXECUTIVE	Pollution Prevention, Recycling and Reuse - Technical Assistance Project Contracts for Engineering Feasibility Studies for Partner Companies	Energy & Environment
COMM. 14E-12	COUNTY EXECUTIVE	Design Contract Amendment - Erie Canalway Trail Project	Energy & Environment
COMM. 14E-13	COUNTY EXECUTIVE	ECSD No. 3 - NYS Water Pollution Control Revolving Loan Program	Energy & Environment
COMM. 14E-14	COUNTY EXECUTIVE	Lakeshore Shoreline Trail (aka Evans Multi-Use Pathway) - Congestion Mitigation and Air Quality Funding Agreement	Energy & Environment
COMM. 14E-15	COUNTY EXECUTIVE	Juvenile Accountability Block Grant Award (JABG) from NYS DCJS	
COMM. 14E-16	COUNTY EXECUTIVE	Supplemental Agreement with NYSDOT, Right-of-Way Incidentals and Acquisition - Youngs Road and Aero Drive Intersection Improvements	Economic Development
COMM. 14E-17	COUNTY EXECUTIVE	Emergency Contract to Collect COBRA Premiums	

COMM. 14E-18	COUNTY EXECUTIVE	Supplemental Agreement with NYSDOT, Construction and Construction Inspection, Parkview Drive Bridge Over Murder Creek	Economic Development
COMM. 14E-19	COUNTY EXECUTIVE	ECDPW - General Architectural/Engineering and Testing Services Agreement for Highways and Buildings	Economic Development
COMM. 14E-20	COUNTY EXECUTIVE	Appointment to Erie Community College Board of Trustees	
COMM. 14E-21	COUNTY EXECUTIVE	Acceptance of NYS Occupational Safety & Health-Hazard Abatement Board Grant	
COMM. 14E-22	COUNTY EXECUTIVE	To Amend the Current P&A Contract for Pre-Tax Parking Collections to Include Pre-Tax Bus Passes	
COMM. 14E-23	COUNTY EXECUTIVE	Sale Approval of County-Owned Properties Sold at Public Auction on June 25, 2008	
COMM. 14E-24	COUNTY EXECUTIVE	Acceptance of \$792,000 from T-Mobile USA Inc.	
COMM. 14E-25	COUNTY EXECUTIVE	Acceptance of Homeland Security Grant Program Regarding Community Preparedness	
COMM. 14E-26	COUNTY EXECUTIVE	Buffalo Zoo Children's Exhibit Agreement	
COMM. 14E-27	COUNTY EXECUTIVE	Department of Probation - IMPACT V	
COMM. 14E-28	COUNTY EXECUTIVE	Chestnut Ridge Park Casino - Roof Replacement and Exterior Improvements	
COMM. 14E-29	COUNTY EXECUTIVE	Approval for \$150K Plan for County Parks	Energy & Environment
COMM. 14E-30	COUNTY EXECUTIVE	Hyatt Hotel, Emigrant Bank, ECIDA & Erie County Intercreditor Agreement	
COMM. 14E-31	COUNTY EXECUTIVE	ECSD No. 3 - Engineer Term Agreement - DiDonato Associates - Work Order DA-1	R&F

**COMMUNICATIONS FROM THE DEPARTMENTS:**

**REFERENCE:**

COMM. 14D-1	EMPLOYEES OF THE EC PROBATION DEPARTMENT	Petition of Appeal to Ensure that a Qualified Probation Director and Deputy Be Appointed	Public Safety
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COMM. 14D-2	DIRECTOR OF BUDGET & MANAGEMENT	Budget Monitoring Report for Period Ending May 31, 2008	Finance & Management
COMM. 14D-3	COUNTY ATTORNEY	Transmittal of New Claims Against Erie County	Government Affairs
COMM. 14D-4	ERIE COMMUNITY COLLEGE	Designation in the Event of Vacancy, Absence or Inability	R&F
<b><u>COMMUNICATIONS FROM THE PEOPLE AND OTHER AGENCIES:</u></b>			<b><u>REFERENCE:</u></b>
COMM. 14M-1	ECIDA	2007 Audited Financial Statements & Management Letter	Economic Development
COMM. 14M-2	ECIDA	Buffalo Redevelopment Fund Joint Report	Economic Development
COMM. 14M-3	NFTA	NFTA Board Minutes for Meeting Held on May 27, 2008	Economic Development
COMM. 14M-4	NFTA	Audited Financial Statements for Fiscal Year Ending March 31, 2008	Economic Development
COMM. 14M-5	NFTA	FY 2008 Annual 17A Report	Economic Development
COMM. 14M-6	COLUCCI & GALLAHER, P.C.	Materials Distributed at the June 26, 2008 Regular Meeting of the Board of Directors of Erie County Medical Center Corporation	Health & Human Services
COMM. 14M-7	CORNELL EXTENSION ERIE COUNTY	Information on Several Programs Impacting Erie County	Energy & Environment
COMM. 14M-8	NYS URBAN DEVELOPMENT CORPORATION	Notice of Proposed Lead Agency Designation for Richardson Olmsted Complex Master Plan	Economic Development
COMM. 14M-9	NFTA	PARIS Report for Fiscal Year Ending March 31, 2008	Economic Development
COMM. 14M-10	VILLAGE OF ALDEN	Certified Resolution Regarding Resolution Real Property Tax Law Section 339-Y	Finance & Management
COMM. 14M-11	ASSOCIATION OF ERIE COUNTY GOVERNMENTS	Certified Resolution Regarding Erie County Green Energy Efforts	Energy & Environment

**ANNOUNCEMENTS:**

**MEMORIAL RESOLUTIONS:**

**ADJOURNMENT:**